



10-07-04

AF # afw

Filed Via Express Mail pursuant to 37 C.F.R. 1.10

Rec. No.: EL 980 186 399 US

On: OCTOBER 6, 2004

By:

LINDA E. HASTINGS

Any fee due as a result of this paper, not covered by an enclosed check, may be charged on Deposit Acct. No. 50-1290.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Inventor : Jordi BASAGANAS MILLAN
Serial No. : 10/070,769
Filed : August 22, 2002
Title : **ELECTRICAL DIFFUSER FOR AIR FRESHENERS,
INSECTICIDES AND THE LIKE**
Examiner : Christopher S. Kim
Group Art Unit : 3752

October 6, 2004

Mail Stop AF
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Appeal from the final rejection dated April 7, 2004, of non-allowed claims 1 - 3.

The item(s) checked below are appropriate

1. (X) An extension of time to respond to the final rejection was requested on September 7, 2004 for two (2) months.)

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2. (X) A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.)

3. (x) Fee - \$340.00.

(x) A petition for a three (3) month extension of time under 37 C.F.R. 1.136(a) is enclosed.

(x) Charge to Deposit Account No. 50-1290 (one additional copy of this Notice is enclosed herewith).

(x) Enclosed. Please charge any additional fee required for this Notice of Appeal to Deposit Account No. 50-1290. A duplicate copy of this paper is enclosed.

() Not required (Fee paid in prior appeal)

Any fee due with this paper, not fully covered by an enclosed check, may be charged to Deposit Account 50-1290.

Respectfully submitted,



Thomas J. Bean
Reg. No. 44,258

CUSTOMER NUMBER 026304

TELEPHONE NO: (212) 940-8800
FAX NO: (212) 940-8986/7
DOCKET No.: HERR 19.510 (100700-00056)